

Message Text

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PAGE 01 STATE 072546
ORIGIN EB-08

INFO OCT-01 EUR-12 EA-09 ISO-00 JUSE-00 L-03 SP-02
USIA-15 AID-05 NSC-05 TRSE-00 SS-15 STR-04 OMB-01
CEA-01 FTC-01 CIAE-00 INR-07 NSAE-00 PRS-01 /090 R

DRAFTED BY EB/IFD/BP:TASCHLENKER/JUSTICE:JDAVIDOW
APPROVED BY EB/IFD/BP:HJWINTER
EA/J - DSMITH
L/EB - BENSON (INFO)

-----021146Z 031979 /22

R 020405Z APR 77
FM SECSTATE WASHDC
TO AMEMBASSY TOKYO
INFO AMEMBASSY BONN
USMISSION USBERLIN
USMISSION OECD PARIS
USMISSION EC BRUSSELS

UNCLAS STATE 072546

E.O. 11652: N/A

TAGS: ETRD, JA

SUBJECT: ANTITRUST COOPERATION AGREEMENT AND INVESTIGATION
OF AGREEMENTS

REF: TOKYO 3658

1. US/FRG ANTITRUST COOPERATION AGREEMENT IS INTENDED
LARGELY TO CODIFY EXISTING LEVEL OF ANTITRUST COOPERATION
TO WHICH BOTH COUNTRIES CONFORM. THESE INCLUDE 1967 OECD
RECOMMENDATION PROVIDING FOR VOLUNTARY NOTIFICATION OF
RESTRICTIVE BUSINESS PRACTICE (RBP) ACTIONS AFFECTING
MEMBER COUNTRIES AND 1973 RECOMMENDATION WHICH WAS EXPANDED
TO ALLOW FOR CONSULTATION ON RBP COMPLAINTS. WHILE INCLUD-
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ING THESE ASPECTS OF THE OECD RECOMMENDATIONS, US/FRG
AGREEMENT ALSO ALLOWS FOR EXCHANGE OF GENERAL INFORMATION
ON RBPS, SUCH AS STUDIES AND WORK IN INTERNATIONAL ORGANI-
ZATIONS, AS WELL AS BROADER RANGE OF COOPERATION BY OFFI-
CIALS OF THE OTHER COUNTRY IN LEGISLATIVE HEARINGS,
TRANSMITTING OF COMMUNICATIONS AND COORDINATION OF CON-
CURRENT ANTITRUST INVESTIGATIONS.

2. AS TO US/FRG AGREEMENT IN PRACTICE, THERE HAS BEEN
BEYOND NORMAL EXCHANGE OF OECD NOTIFICATIONS,SOME INFOR-
MATION EXCHANGES OF POLICY AND LEGISLATIVE INTEREST AND

GENERAL COMMUNICATIONS BY BOTH COUNTRIES ABOUT ANTITRUST
CASES BEING CARRIED ON INDEPENDENTLY AND SIMULTANEOUSLY.

3. THE ANTITRUST DIVISION HAS SURVEYED THE LICENSE
AGREEMENTS OF APPROXIMATELY 20 MULTINATIONALS OVER THE
LAST TWO YEARS. SOME AGREEMENTS STUDIED WERE IN JAPAN.
NO CASE ARISING OUT OF THIS INVESTIGATION HAS YET BEEN
FILED; NOR IS ONE CONTEMPLATED IN THE NEXT FEW MONTHS.
NO JAPANESE FIRM HAS BEEN ASKED FOR INFORMATION IN THIS
MATTER.
CHRISTOPHER

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AGREEMENTS, ANTITRUST, INVESTIGATIONS
Control Number: n/a
Copy: SINGLE
Sent Date: 02-Apr-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE072546
Document Source: CORE
Document Unique ID: 00
Drafter: TASCHLENKER/JUSTICE:JDAVIDOW
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770114-0510
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770495/aaaadexy.tel
Line Count: 78
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 9e828bab-c288-dd11-92da-001cc4696bcc
Office: ORIGIN EB
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: 77 TOKYO 3658
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 04-Jan-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2919204
Secure: OPEN
Status: NATIVE
Subject: ANTITRUST COOPERATION AGREEMENT AND INVESTIGATION OF AGREEMENTS
TAGS: ETRD, JA
To: TOKYO
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/9e828bab-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009